

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

Plaintiff,

-against-

BANK OF CYPRUS  
PUBLIC COMPANY LIMITED,

Defendant.

Index No.: 07 CIV 9234 (CSH)

# EXHIBIT 4

DECLARATION OF JOHN FELLAS IN SUPPORT OF BANK OF CYPRUS  
PUBLIC COMPANY LIMITED'S MOTION TO DISMISS THE COMPLAINT



United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

August 28, 2007

BY HAND

Honorable Charles S. Haight, Jr.  
United States District Judge  
United States Courthouse  
500 Pearl Street  
New York, N.Y. 10007

Re: United States v. Bank of Cyprus  
United States v. Lloyds TSB Bank plc

Dear Judge Haight:

We write to advise the Court that the United States intends to file civil complaints charging Bank of Cyprus and Lloyds TSB Bank plc ("Lloyds") with, inter alia, money laundering in violation of Title 18, United States code, Sections 1956(a)(1)(A) & (B), 1956 (b), 1956(h) and 1957.

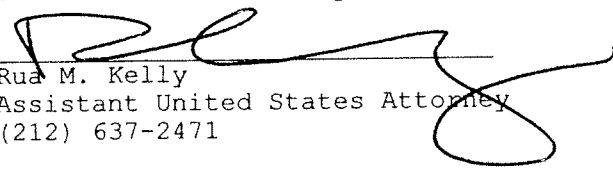
As the Court may know, the AremisSoft Trust (the "Trust") and the Government entered into a Coordination Agreement on September 14, 2004 that requires the sharing of information between the Trust and the Government. Based on the information that the Government has learned through the Coordination Agreement and otherwise, the Government believes that the actions of both Lloyds and Bank of Cyprus constituted money laundering. Moreover, the complaints arise out of the same facts as the two cases pending before Your Honor, which were recently dismissed on the grounds of forum non conveniens.

The Government is giving Lloyds and Bank of Cyprus an opportunity to resolve these matters prior to filing the complaints. Should the parties reach agreements on the resolution of the complaints, we will seek the Court's approval of those agreements. If no agreements are reached, the Government anticipates filing the complaints by the end of the first week of September, and expects to ask this Court to designate the cases as related to the two cases previously brought by the Trust against Lloyds and Bank of Cyprus.

Respectfully submitted,

MICHAEL J. GARCIA  
United States Attorney

By:

  
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cc: John Fellas, Esq.  
Marc J. Gottridge, Esq.  
Hal Hirsch, Esq.